

CALIFORNIA REGIONAL WATER QUALITY CONTROL BOARD  
CENTRAL VALLEY REGION

RESOLUTION NO. R5-2002-0165

APPROVING INITIAL STUDY  
AND  
ADOPTING THE MITIGATED NEGATIVE DECLARATION, AND  
MITIGATION MONITORING PROGRAM  
FOR  
LAWRENCE M., ANTHONY R., AND JOSEPH J. NELES  
dba NELES DAIRY  
TEHAMA COUNTY

WHEREAS, Lawrence M., Anthony R., and Joseph J. Neles, dba Neles Dairy, (hereafter Discharger) submitted a report of waste discharge dated 3 January 2002 requesting waste discharge requirements for the discharge of approximately 250,000 gallons per day of manure wastewater from a 2,890 cow dairy to two retention ponds followed by irrigation of croplands; and

WHEREAS, the California Region Water Quality Control Board, Central Valley Region, (hereafter Regional Board) proposes to adopt Waste Discharge Requirements for the disposal of wastewater from dairy operations to land in Tehama County; and

WHEREAS, the Regional Board is the lead agency for this project under the California Environmental Quality Act and has conducted an Initial Study in accordance with Title 14, California Code of Regulations, Section 15063, *Guidelines for the Implementation of the California Environmental Quality Act*; and

WHEREAS, mitigation measures included in the proposed Waste Discharge Requirements Order, Mitigation Monitoring Program and identified in the Mitigated Negative Declaration will avoid the projects potential significant effects or will reduce such effects to a less than significant impact; and

WHEREAS, copies of the Initial Study, Mitigation Monitoring Program, proposed Mitigated Negative Declaration, and proposed Waste Discharge Requirements were transmitted to all agencies and persons known to be interested in this matter; and

WHEREAS, the Regional Board considered all written comments timely received and testimony and evidence at a public hearing held on 6 September 2002, in Redding, California, and good cause was found to approve the Initial Study and adopt a Mitigated Negative Declaration and Mitigation Monitoring Program;

NOW, before the California Regional Water Quality Control Board, Central Valley Region,

ADOPTING THE MITIGATED NEGATIVE DECLARATION, AND  
MITIGATION MONITORING PROGRAM, FOR  
LAWRENCE M., ANTHONY R., AND JOSEPH J. NELES  
dba NELES DAIRY  
TEHAMA COUNTY

BE IT RESOLVED as follows:

1. The record before the Regional Board contains no substantial evidence that a fair argument had been made that the project may have a significant effect of the environment.
2. The Regional Board approves the Initial Environmental Study and adopts the Mitigated Negative Declaration for *Lawrence M., Anthony R., and Joseph J. Neles, dba Neles Dairy*.
3. The Board adopts the Mitigation Monitoring Program in order to satisfy its obligations under Public Resources Code section 21081.6(a).
4. The record of proceedings for this project is located at the Redding office of the Board.

I, THOMAS R. PINKOS, Acting Executive Officer, do hereby certify the foregoing is a full, true, and correct copy of a Resolution adopted by the California Regional Water Quality Control Board, Central Valley Region, on 6 September 2002.

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THOMAS R, PINKOS, Acting Executive Officer